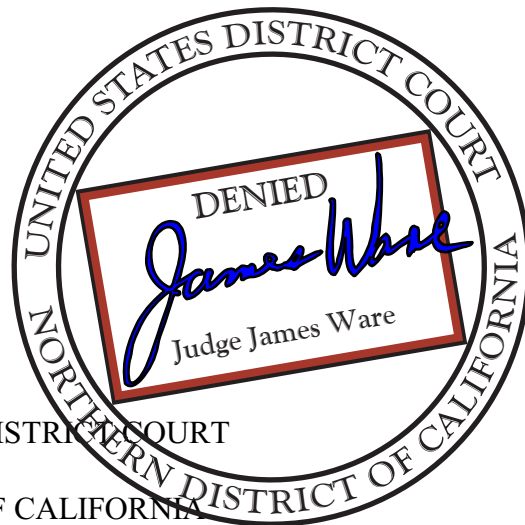


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Attorney for Defendant
TRAVIS TOOLE



IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

THE UNITED STATES OF AMERICA,)	
)	CASE NO. CR-05-00282 JW
Plaintiffs,)	
)	STIPULATION AND ORDER RE
vs.)	CONTINUANCE OF
)	SENTENCING HEARING
)	
TRAVIS TOOLE,)	
)	
Defendant.)	
_____)	

TRAVIS TOOLE, by and through his counsel, Jesse J. Garcia and the United States Government, by and through its counsel, Richard C. Cheng, Assistant United States Attorney, jointly stipulate and respectfully request the Court to reset the sentencing hearing presently set for August 13, 2007, be re-scheduled for October 22, 2007, at 1:30 p.m.

DATED: August 10, 2007

Respectfully submitted,

/s/ Jesse J. Garcia
JESSE J. GARCIA
Attorney for Defendant
Travis Toole

DATED: August 10, 2007

/s/ Richard C. Cheng.

RICHARD C. CHENG

Assistant United States Attorney

ORDER AND FINDINGS

The sentencing date presently scheduled for August 13, 2007, is continued, the new sentencing hearing is set for October 22, 2007, at 1:30 p.m.

IT IS SO ORDERED.

DATED: August 14, 2007

